

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Director General, Drugs Control Administration – Sri S.Vijaya Kumar, Assistant Director, Drugs Control Administration, District Licensing Authority, Vijayawada, Krishna District – Departmental Proceedings under Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 and Articles of Charges – Issued.

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HEALTH, MEDICAL & FAMILY WELFARE (VC.1) DEPARTMENT

G.O.Rt.No.458

Dated:21-04-2014

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ORDER:

It is proposed to hold an enquiry against Sri S.Vijaya Kumar, Assistant Director, Drugs Control Administration, District Licensing Authority, Vijayawada, Krishna District in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991.

2. The substance of the imputation of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charges (Annexure-I). A statement of imputations of misconduct or misbehaviour in support each article of charge is enclosed (Annexure-II). A list of documents by which, and a list of witnesses by whom the article of charges are proposed to be sustained are enclosed (Annexure-III and IV).

3. Sri S.Vijaya Kumar, Assistant Director, Drugs Control Administration, District Licensing Authority, Vijayawada, Krishna District is directed to submit a written statement of his defence within 15 days from the date of receipt of this order.

4. Sri S.Vijaya Kumar, Assistant Director, Drugs Control Administration, District Licensing Authority, Vijayawada, Krishna District is informed that an inquiry will be held only in respect of those articles of charges as are not admitted. He should, therefore, specifically admit or deny each articles of charge.

5. Sri S.Vijaya Kumar, Assistant Director, Drugs Control Administration, District Licensing Authority, Vijayawada, Krishna District is further informed that if he does not submit his written statement of defence on or before the date specified in para-3 above, further action will be processed based on the material available.

6. Attention of Sri S.Vijaya Kumar, Assistant Director, Drugs Control Administration, District Licensing Authority, Vijayawada, Krishna District is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) rules, 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with in these proceedings, it will be presumed that Sri S.Vijaya Kumar, is aware of such representation and that, it has been made at his instance and action will be taken against him for violation of Rule 20 of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

L.V.SURBAHMANYAM
PRINCIPAL SECRETARY TO GOVERNMENT

To

Sri S.Vijaya Kumar, Assistant Director, Drugs Control Administration, District Licensing Authority, Vijayawada, Krishna District through Director General, Drugs Control Administration, Hyderabad (2 copies for service and return)

The Director General, Drugs Control Administration, Hyderabad.

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Copy to:

The Director General, Anti Corruption Bureau, Hyderabad
The Secretary to Vigilance Commissioner,
Andhra Pradesh Vigilance Commission
SF/SC

// FORWARDED :: BY ORDER //

SECTION OFFICER

ANNEXURE-I
to G.O.Rt.No.458, HM & FW (VC.1) Deptt., dt. 21-04-2014

STATEMENT OF ARTICLES OF CHARGE FRAMED AGAINST SRI S.VIJAYA KUMAR, ASSISTANT DIRECTOR, DRUGS CONTROL ADMINISTRATION, DISTRICT LICENSING AUTHORITY, VIJAYAWADA, KRISHNA DISTRICT.

That Sri Savarapu Vijaya Kumar S/o. Late S.Jaya Ratna Surya Prakasa Rao joined in Government Service on 29-01-1992 as Drugs Inspector and worked at Hyderabad Twin cities, Chirala, Eluru and Vijayawada. During the period from 08-11-2007 to 20-01-2008 he was under suspension. Subsequently promoted as Assistant Director on 28-02-2009 and worked at Vijayawada till date of trap on 31-10-2011. During his service from 29-01-1992 to till date of trap 31-10-2011 has committed grave misconduct in as much as :-

CHARGE -1

The Government servant while in service, during the period between 29-01-1992 and 31-10-2011 i.e., till date of trap failed to take prior permission while acquiring the following immovable properties (1) 1872 / NS (300 Sq.yards) Pride enclave, Pride homes (P) Ltd., Nemaragoumula, Bibinagar, Nalgonda in the name of Smt. K.Usha Rani on 30-08-2000. (2) House No.1-8-1990 in the name of his father S.J.R.S Prakasa Rao in the year 1992 (3) Land in Sy.No.402 & 408, admn : 16.15 guntas at Proddutur Village, R.R. District in the name of his mother Smt. P.Snehalata on 08-08-2003, (4) Land admn : 3 acres in sy.No.74/1, Ganugudem, Rajanagaram, East Godavari in the name of his mother P.Snehalata on 8-8-2003, (5) On 1-4-2007 acquired house of 3 cents at Kutukuluru, Anarparty Mandal, E.G. District in his name and violated Rules 9 (1) of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

CHARGE -2

The Government servant while in service, during the period between 29-01-1992 and 31-10-2011 i.e. till date of trap has committed grave misconduct in as much as that he failed to submit Annual Property Returns for the years 1992 to 1995, 1997 and 1999 and violated Rule 9(7) of APCS Conduct Rules, 1964.

That Sri S.Vijaya Kumar, Assistant Director, Drugs Control Administration, District Licensing Authority, Vijayawada, Krishna District by his above mentioned acts has exhibited lack of integrity, devotion to duty and conduct unbecoming of a Government Servant and thereby contravened Rules 3(1)(2) of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

L.V.SUBRAHMANYAM
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER

ANNEXURE-II
to G.O.Rt.No.458, HM & FW (VC.1) Deptt., dt. 21-04-2014

STATEMENT OF IMPUTATIONS OF MISCONDUCT IN SUPPORT OF ARTICLES OF CHARGE FRAMED AGAINST SRI S.VIJAYA KUMAR, ASSITANT DIRECTOR, DRUGS CONTROL ADMINISTRATION, DISTRICT LICENSING AUTHORITY, VIJAYAWADA, KRISHNA DISTRICT.

That Sri Savarapu Vijaya Kumar S/o. Late S.Jaya Ratna Surya Prakasa Rao, worked as Assistant Director, Drugs Control Administration, District Licensing Authority, Vijayawada. His date of birth is 30-05-1966. He joined in Drugs Control Administration Department on 29-01-1992 as Drugs Inspector. He is working as Assistant Director from 28-02-2009 to till date of his suspension. His date of attaining the age superannuation is on 30-05-2024. He is here in after referred to as Government Servant.

That basing on the complaint given by Sri Perumalla Venkateswara Rao @ Gupta S/o. Venkata Subba Rao, age 46 years, Occ: Business, Proprietor: Madhavi Medical Stores, Gudivada R/o. H.No. 9/74-1, Occ: Chintavari Street, Gudivada, Krishna District the DSP, ACB, CIU registered a case in crime No. 26/ACB-CIU-HYD/11, U/s 7 of the Prevention of Corruption Act, 1988 on 31-10-2011 at 06:00 hrs., issued FIR and took up investigation. On 31-10-2011 Sri Savarapu Vijaya Kumar, Asst. Director was caught red handed when he demanded and accepted the tainted currency of Rs.20,000/- as illegal gratification other than legal remuneration from the complainant. The Phenolphthalein test conducted on right hand fingers of Sri Savarapu Vijaya Kumar, Assistant Director with Sodium Carbonate solution yielded positive. The tainted bribe amount of Rs.20,000/- was recovered from the left side hip pocket of his wearing pant of Sri Savarapu Vijaya Kumar. The said tainted currency of Rs.20,000/- was seized along with the relevant records. i.e. (1) file bearing No. 1946/AD-4, dated. 20-10-2011 containing 15 sheets pertaining for renewal of M/s. Madhavi Medical Stores, Gudiwada, (2) inward register volume-2 maintained from 27-05-2011 under cover of post trap proceedings.

That during the course of investigation, the Director General, Drugs and Copyrights, Drugs Control Administration, Vengalraonagar, Hyderabad through his letter No. 10855/E1/2011, dated. 18-02-2012 furnished copies of APRs on perusal of APRs it is found that, Sri Savarapu Vijaya Kumar, worked as Assistant Director, Drugs Control Administration, District Licensing Authority, Vijayawada did not take any prior permission or intimation while acquiring the following assets in his name and in the name of his family members. (1) 1872/NS (300 Sq.yards) Pride enclave, Pride homes (P) Ltd., Nemaragoumula, Bibinagar, Nalgonda in the name of Smt. K.Usha Rani on 30-08-2000 (2) House No. 1-8-90 in the name of his father S.J.R.S. Prakasa Rao in the year 1992, (3) Land in Sy.No.402 & 408, admn : 16.15 guntas at Proddutur Village, R.R. District in the name of his mother Smt. P.Snehalata on 8-8-2003 (4) Land Admn. 3 acres in Sy.No. 74/1, Ganugudem, Rajanagaram, East Godavari in the name of his

mother P.Snehalata on 8-8-2003 (5) On 28-08-2004 acquired agriculture land in Sy.No.419/A, (0.00418 hectors), Proddutur Village, R.R. District in his name and not submitted Annual Property Returns for the year 1992 to 1995, 1997 and 1999.

Thus the Government Servant while in service, during the period between 02-06-1997 to 16-09-2010 has committed grave misconduct in as much as that he failed take prior permission while acquiring (1) 1872/ NS (300 Sq. yrd) Pride enclave, Pride homes (P) Ltd., Nemaragoumula, Bibinagar, Nalgonda in the name of Smt. K.Usha Rani on 30-08-2000 (2) House No. 1-8-1990 in the name of his father S.J.R.S Prakasa Rao in the year 1992 (3) Land in Sy.No.402 & 408, admn. 16.15 guntas at Proddutur Village, R.R. District in the name of his mother Smt. P.Snehalata on 8-8-2003, (4) Land admn. 3 acres in Sy.No.74/1, Ganugudem, Rajanagaram, East Godavari in the name of his mother P.Snehalata on 08-08-2003, (5) On 28-08-2004 acquired agriculture land in Sy.No.419/A, (0.00418 hectors), Proddutur Village, R.R. District in his name and violated Rule 9 (1) of APCS Conduct Rules, 1964.

Thus, the Government servant while in service in as much as that he failed to submit Annual Property Returns for the years, 1992 to 1995, 1997 and 1999 and violated Rule 9 (7) of APCS (Conduct) Rules, 1964.

Thus, Sri Savarapu Vijaya Kumar, Assistant Director by his above mentioned acts has exhibited lack of integrity, devotion to duty, conduct unbecoming of Government Servant and thereby contravened Rules 3(1) & (2) of A.P.Civil Service (Conduct) Rules, 1964.

The Government servant has there rendered himself liable for Regular department action for major penalty for violation of Rules 9(1)(7) read with 3(1) & (2) of APCS (Conduct) Rules, 1964.

L.V.SUBRAHMANYAM
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER

ANNEXURE-III
to G.O.Rt.No.458, HM & FW (VC.1) Deptt., dt. 21-04-2014

LIST OF WITNESSES:

1. Superintendent, Section E1, O/o. the Director General, Drugs & Copyrights, Drugs Control Administration, Venagalraonagar, Hyderabad.
2. Sri Ch. Sudhakar, Deputy Superintendent of Police, ACB, C.I.U., Hyderabad.
3. Any other witnesses if required will be produced at the time of enquiry.

L.V.SUBRAHMANYAM
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER

ANNEXURE-IV
to G.O.Rt.No.458, HM & FW (VC.1) Deptt., dt. 21-04-2014

1. Letter No. 10855/E1/2011, dated. 18-02-2012 of the Director General, Drugs and Copy rights, Drugs Control Administration, Vengalraonagar, Hyderabad.
2. Any other document if required will be produced at the time of enquiry.

L.V.SUBRAHMANYAM
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER